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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Jul 02, 2018

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 vs.

12 JAMES STEIN-SHERIDAN SHELBY,

13 D.D.S. (aka "Jimmy") and

14 TIMOTHY JAMES FELCH,

15 Defendants.
16
17

2:18-CR-00102-LRS

Protective Order Regulating
Disclosure of Discovery and
Information Contained Therein

18
19 The United States of America, having applied to this Court for a protective order
20 regulating disclosure of the discovery materials and the personal information contained
21 therein (the "Discovery") to defense counsel in connection with the Government's
22 discovery obligations, and the Court finding good cause therefore, **IT IS HEREBY**
23 **ORDERED:**

24 1. The United States' Motion for Protective Order Regulating Disclosure of
25 Discovery and Information (ECF No. 21) is **GRANTED**.
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1 2. The United States is authorized to disclose the discovery and personal
2 information materials (hereinafter “Discovery”) in its possession pursuant to the
3 discovery obligations imposed by this Court.

4 3. Government personnel and counsel for Defendants shall not provide, or
5 make available, the Discovery to any person except as specified in this Order or by
6 approval from this Court. Therefore, defense counsel and the Government shall restrict
7 access to the Discovery, and shall only disclose the Discovery to their client, office staff,
8 investigators, independent paralegals, necessary third-party vendors, consultants, and/or
9 anticipated fact or expert witnesses to the extent that defense counsel believes is
10 necessary to assist in the defense of their client in this matter or that the Government
11 believes is necessary in the investigation and prosecution of this matter.

12 4. Third parties contracted by the United States or defense counsel to provide
13 expert analysis or testimony may possess and inspect the Discovery, but only as
14 necessary to perform their case-related duties or responsibilities in this matter. At all
15 times, third parties shall be subject to the terms of this Order.

16 5. Discovery in this matter will be made available to defense counsel via access
17 to a case file on USA File Exchange. If necessary to review discovery with his client,
18 defense counsel may download the discovery and duplicate only once. Discovery
19 materials may not be left in the possession of the defendant. In order to provide
20 discovery to a necessary third-party vendor, consultant, and/or anticipated fact or expert
21 witness, defense counsel may duplicate the discovery only once. No other copies shall be
22 made, by defense counsel or the defendant, without prior approval from this Court.

23 6. To the extent that defense counsel makes any portion of the Discovery
24 available in paper format to anyone, including his client, outside of counsel’s office,
25 defense counsel shall ensure that any and all sensitive and confidential information is
26 redacted or removed.

27 7. All counsel of record in this matter, including counsel for the United States,
28 shall ensure that any party, including the Defendants, that obtains access to the Discovery

1 is provided a copy of this Order. No other party that obtains access to or possession of
2 the Discovery shall retain such access or possession unless authorized by this Order, nor
3 further disseminate the Discovery except as authorized by this Order. Any other party
4 that obtains access to, or possession of, the Discovery once the other party no longer
5 requires access to or possession of the Discovery shall promptly destroy or return the
6 Discovery once access to Discovery is no longer necessary. For purposes of this Order,
7 “other party” is any person other than counsel for the United States, counsel for
8 defendants, or the defendants.

9 8. All counsel of record, including counsel for the United States, shall keep a
10 list to identify each person to whom the Discovery is disclosed and who was advised of
11 the requirements of this Order. Neither counsel for each of the defendants, nor the
12 counsel for the United States, shall be required to disclose this list of persons unless so
13 ordered to do so by the Court.

14 9. Upon entry of a final order of the Court in this matter and conclusion of any
15 direct appeals, government personnel and counsel for defendant shall retrieve and destroy
16 all copies of the Discovery, except that counsel and government personnel may maintain
17 copies in their closed files following their customary procedures.

18 10. Government personnel and counsel for Defendants shall promptly report to
19 the Court any known violations of this Order.

20 **IT IS SO ORDERED.** The District Court Clerk is hereby directed to enter this
21 Order and provide copies to counsel.

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23 **DATED** this 2nd day of July, 2018.

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25 *s/Lonny R. Suko*

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27 _____
28 Lonny R. Suko
Senior United States District Judge